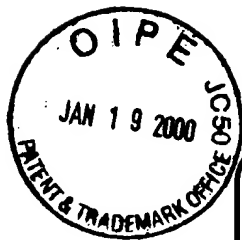




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EP 2751
#8
4-13-00

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PTO/SB/21 (12-97)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/383,340	
	Filing Date	August 25, 1999	
	First Named Inventor	Kleiman, Steven Robert et al	
	Group Art Unit	2751	
	Examiner Name	Not Assigned	
Total Number of Pages in This Submission	3	Attorney Docket Number	NAP-010

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Assignment Papers (for an Application) COPY	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Statement Under 37CFR 3.73(b); Return Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Daniel B. Curtis	Reg. No. 39,159
Signature		
Date	1/13/00	

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date 01-14-00			
Typed or printed name	Arlette Malhas		
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PTO/SB/81 (11-96)

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**POWER OF ATTORNEY OR
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NOT ACCOMPANYING
APPLICATION**

Application Number	09/383,340
Filing Date	August 25, 1999
First Named Inventor	Kleiman, Steven Robert et al
Group Art Unit	2751
Examiner Name	Not Assigned
Attorney Docket Number	NAP-010

I hereby appoint:

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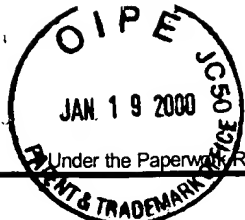
☐ Applicant.

☒ Assignee of record of the entire interest
Certificate under 37 CFR 3.73(b) is enclosed

SIGNATURE of Applicant or Assignee of Record

Name	Francine B. Bellot
Signature	Francine B. Bellot
Date	12/29/99

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PTO/SB/96 (6-98)

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Kleiman, Steven Robert

Application No./Patent No.: 09/383,340 Filed/Issue Date: August 25, 1999

Entitled: Scalable File Server with Highly Available Pairs

Network Appliance, Inc., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

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states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Kleiman, Steven Robert To: Network Appliance, Inc.
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE:] A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

12/29/99
Date

Francine Bellet
Signature

Francine Bellet

Typed or printed name

Corporate Counsel

Title



COPY

ASSIGNMENT

NAP-010

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WHEREAS, I, Steven Kleiman, a citizen of the US, residing at 157 El Monte Road, Los Altos, CA 94022, have invented a "Scalable File Server with Highly Available Pairs" for which I have executed application papers for a U.S. patent thereon, which was filed on August 25, 1999, Serial No. 09/383,340; and

WHEREAS, Network Appliance, Inc. a California corporation, having a place of business at 495 East Java Avenue, Sunnyvale, CA 94089 is desirous of acquiring the exclusive right, title and interest in and to said invention and in and to the Letters Patent to be granted and issued therefor in the United States of America and its territories and possessions, and in all countries foreign thereto;

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, I, Steven Kleiman, do sell, assign, transfer and set over unto the said Network Appliance, Inc., its successors and assigns, the full and exclusive right, title and interest in and to said invention, and in and to any and all letters patent to be granted and issued therefor, not only for, to and in the United States of America, its territories and possessions, but also for, to and in all other countries including all priority rights under the International Convention; and we hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said Network Appliance, Inc., its successors and assigns, in accordance with this Assignment.

WITNESS OUR HAND at NETWORK APPLIANCE, this 23rd day of NOVEMBER, 1999.

Steven Robert Kleiman
Steven Kleiman STEVEN ROBERT KLEIMAN

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) ss.

On this 23rd day of November, 1999, before me, Cynthia Plough, a Notary Public, personally appeared Steven Kleiman personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Cynthia Plough
NOTARY PUBLIC

Assignment

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